

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

WINERIES OF THE OLD MISSION

PENINSULA, *et al.*,

Plaintiffs,

v.

PENINSULA TOWNSHIP, a Michigan Municipal Corporation,

Defendant,

And

PROTECT THE PENINSULA,

Intervenor-Defendant.

Case No.: 1:20-cv-1008-PLM
Honorable Paul L. Maloney
Magistrate Judge Ray S. Kent

**DEFENDANT PENINSULA
TOWNSHIP'S MOTION FOR
SUMMARY JUDGMENT ON
PREEMPTION CLAIMS**

****ORAL ARGUMENT REQUESTED****

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NOW COMES Defendant, Peninsula Township, by and through its attorneys, McGraw Morris, P.C., and hereby moves for Summary Judgment pursuant to Fed. R. Civ. P. 56(a) on Count VIII of Plaintiffs' First Amended Complaint – the preemption claims – and in support of the same relies upon its Brief in Support and the exhibits attached.

WHEREFORE, Defendant, Peninsula Township, for the independent reasons outlined in its supporting brief, respectfully requests that this Honorable Court grant summary judgment in favor of Peninsula Township on Count VIII of Plaintiffs' First Amended Complaint and dismiss Count VIII with prejudice and with costs taxed against Plaintiffs.

McGRAW MORRIS, P.C.
Attorneys for Defendant Peninsula Township

Dated: September 11, 2023

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